

COPY

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

WISCONSIN CENTRAL LTD.,

Petitioner,

vs.

ILLINOIS DEPARTMENT OF TRANSPORTATION,

Respondent.

Petition of Wisconsin Central Ltd. seeking an order of the Illinois Commerce Commission directing that an additional track and grade crossing be constructed at Illinois Route 173 (DOT 689-743F) on the Wisconsin Central Ltd. in the Village of Antioch, Lake County, IL

RECEIVED
FEB 21 2002

Illinois Commerce Commission
ILLINOIS DEPARTMENT OF TRANSPORTATION

DOCKET NO. T02-0013

PETITION

Now comes Petitioner, Wisconsin Central Ltd. ("WCL"), and petitions the Illinois Commerce Commission (the "Commission") for an order directing that an additional track and grade crossing be constructed at Illinois Route 173 (DOT 689-743F) on the WCL in the Village of Antioch, Lake County, IL. In support of its Petition, WCL states as follows:

1. WCL is a rail carrier operating in Illinois and is a rail carrier within the meaning of the Illinois Commercial Transportation Law.
2. The Illinois Department of Transportation is a political subdivision within the State of Illinois and is subject to the jurisdiction of the Commission.
3. Illinois Route 173 is a state highway under the jurisdiction of the Illinois Department of Transportation.
4. WCL owns and operates a main line of railroad through Cook County continuing into Lake County and to the Wisconsin border.

DOCKETED

5. Metra currently operates ten commuter trains per day from Chicago to Antioch, Illinois on the WCL main line described in the preceding paragraph.

6. To improve safety and efficiency of Metra operations and to accommodate future additional Metra trains on WCL's main line, officials from the Engineering Department of WCL and Metra have determined that construction of an additional track, at grade, across Illinois Route 173 in the Village of Antioch is necessary to safely accommodate the current and projected Metra trains without interference from or delay caused by freight operations.

7. The WCL traffic and timetable speed, current and projected Metra traffic and timetable speed, and existing and proposed warning devices are set forth in Exhibit A, attached and incorporated herein.

8. The proposed new construction at the grade crossing and the proposed division of cost for implementing the work are also set forth in Exhibit A.

9. A construction plan for the project is attached and incorporated herein as Exhibit B. As shown in the plans, WCL will also be adding on additional track across a nearby pedestrian crossing that serves the local high school and, according to our records, is a private crossing pursuant to a 1962 agreement between WCL's predecessor and the Antioch Township High School Board of Education, District No. 117. The pedestrian gates at the pedestrian crossing, however, are tied into the circuitry that operates the warning devices at Illinois Route 173.

10. WCL proposes that it will pay for the new construction and crossing proposed as set forth in Exhibit A, including any required relocation of existing warning devices and any required installation of new constant warning time circuitry.

11. WCL does not agree to accept service by electronic means.

WHEREFORE, Petitioner Wisconsin Central Ltd. respectfully requests that the Commission:

- a. Set this matter for hearing with due notice to the parties;
- b. After hearing, enter an order directing Petitioner Wisconsin Central Ltd. to construct an additional track and grade crossing as set forth in Exhibits A and B;
- c. Apportion the costs involved as set forth in Exhibit A; and
- d. Provide such other and further relief as the Commission deems just and appropriate.

Dated at Chicago, Illinois this 19th day of February, 2002.

Respectfully submitted,

WISCONSIN CENTRAL LTD.

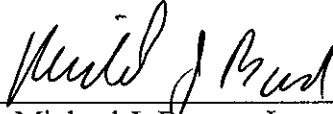
By: 
Michael J. Barron, Jr.
Counsel for Wisconsin Central Ltd.
Canadian National/Illinois Central
455 North Cityfront Plaza Drive
Chicago, IL 60611-5317
Phone: (312) 755-7954
Fax: (312) 755-7669
michael.barron@cn.ca
ARDC #6228809

EXHIBIT A

Illinois Route 173
Village of Antioch, IL
DOT 689-743F

- Rail freight traffic: - 30 trains per day.
- Timetable speed: - 60 MPH.

- METRA traffic: - 10 trains per day. (Metra proposes to increase this number to 20 trains per day.)
- Timetable speed: - 60 MPH (WCL intends on increasing this to 79 MPH after the project is completed).

- Existing warning devices: - Flashers/bells/gates & CWT circuitry.
- Proposed warning devices: - Flashers/bells/gates/CWT circuitry for two tracks.

- Proposed crossing surface: - Premium full depth crossing surface.

COST ALLOCATION

WCL proposes that it will pay for the entire project.

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

WISCONSIN CENTRAL LTD.,

Petitioner,

vs.

ILLINOIS DEPARTMENT OF TRANSPORTATION,

Respondent.

Petition of Wisconsin Central Ltd. seeking an order of the Illinois Commerce Commission directing that an additional track and grade crossing be constructed at Illinois Route 173 (DOT 689-743F) on the Wisconsin Central Ltd. in the Village of Antioch, Lake County, IL.

DOCKET NO. _____

NOTICE OF FILING

Mr. Ed Gower
Chief Counsel
Illinois Department of Transportation
2300 S. Dirksen Parkway, Room 300
Springfield, IL 62764

PLEASE TAKE NOTICE that we have this 19th day of February, 2002, mailed for filing with the Illinois Commerce Commission, Wisconsin Central Ltd.'s petition in the above-referenced matter, a copy of which is hereby served upon you.

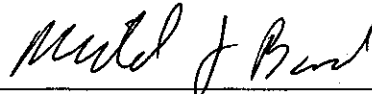
WISCONSIN CENTRAL LTD.

By 

Michael J. Barron, Jr.
Counsel for Wisconsin Central Ltd.
Canadian National/Illinois Central
455 North Cityfront Plaza Drive
Chicago, IL 60611-5317
Phone: (312) 755-7954
Fax: (312) 755-7669
michael.barron@cn.ca
ARDC #6228809

CERTIFICATE OF SERVICE

I, MICHAEL J. BARRON, JR., an attorney, certify that on behalf of Wisconsin Central Ltd., I served the foregoing Petition of Wisconsin Central Ltd. upon those made a party to this proceeding by enclosing copies of the foregoing in envelopes addressed to those parties as set forth below, postage prepaid, and depositing the envelopes in the United States Mail at 455 North Cityfront Plaza Drive, Chicago, IL on the 19th day of February, 2002.



Michael J. Barron, Jr.

Mr. Ed Gower
Chief Counsel
Illinois Department of Transportation
2300 South Dirksen Parkway, Room 300
Springfield, IL 62764

ATTACHMENT/EXHIBIT

**ITEM TOO LARGE TO SCAN
COPY AVAILABLE FROM FORMAL FILE**